

1 SCOTT N. SCHOOLS (SCBN 9990)
2 United States Attorney

3 BRIAN J. STRETCH (CSBN 163973)
4 Chief, Criminal Division

5 MICHAEL LI-MING WANG (CSBN 194130)
6 TRACIE L. BROWN (CSBN 184339)
7 Assistant United States Attorneys

8 450 Golden Gate Avenue Box 36055
9 San Francisco, CA 94102
10 Telephone: (415) 436-6767
11 michael.wang@usdoj.gov

12 Attorneys for Plaintiff

13
14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16
17 SAN FRANCISCO DIVISION

18
19 UNITED STATES OF AMERICA,) No. CR 07-00705 SI
20 Plaintiff,)
21 v.) STIPULATION AND [PROPOSED] ORDER
22 EDMUND JEW,) CONTINUING HEARING DATE AND
23 Defendant.) EXCLUDING TIME (18 U.S.C.
24) § 3161(h)(8))
25)
26)
27)
28)

20 The parties are currently scheduled to make their first District Court appearance
21 before this Court on Friday, November 9, 2007. The parties hereby jointly request that
22 the Court continue the first appearance date to Friday, November 30, 2007, in light of the
23 travel schedule of both parties' counsel (who will be out of town on the intervening
24 Fridays), as well as the need to supply and review discovery in the matter.

25 The parties further stipulate and agree that in light of the multiple charges filed
26 against defendant Jew—including the federal Indictment, criminal charges filed by the
27 San Francisco District Attorney, civil proceedings pursued by the San Francisco City
28 Attorney and now authorized by the California Attorney General, and misconduct

1 proceedings before the San Francisco Ethics Commission—defense counsel will require
2 additional time for effective preparation, taking into account the exercise of due
3 diligence, within the meaning of 18 U.S.C. § 3161(h)(8)(A). Further, failure to grant the
4 requested continuance would deny both the defendant and the government continuity of
5 counsel, within the meaning of 18 U.S.C. § 3161(h)(8)(B)(iv).

6 Accordingly, the parties jointly request that the Court continue the first District
7 Court hearing date from November 9, 2007, to November 30, 2007.

8
9 Respectfully submitted,

10 Date: _____

11 MICHAEL LI-MING WANG
12 Assistant United States Attorney

13
14 Date: _____

15 STEVEN F. GRUEL
16 Counsel for Defendant Edmund Jew

17 [PROPOSED] ORDER

18 Upon stipulation of the parties, and good cause appearing, IT IS ORDERED that
19 this matter be continued from November 9, 2007, at 11:00 a.m., to November 30, 2007, at
20 11:00 a.m.

21 The Court further finds, based on the parties' stipulation, that failure to grant the
22 continuance would deny defense counsel reasonable time necessary for effective
23 preparation, taking into account the exercise of due diligence, and would deny both
24 parties continuity of counsel. Pursuant to 18 U.S.C. § 3161(h)(8)(A), the Court finds that
25 the ends of justice served by granting the continuance outweigh the best interest of the
26 public and the defendant in a speedy trial and the prompt disposition of criminal cases.

27 DATED: _____

28 THE HON. SUSAN ILLSTON
United States District Judge